

DDA Registry

Bldg + Lrs - 9

DDA 76-2052

23 April 1976

MEMORANDUM FOR: Mr. Richard Lehman

FROM : John N. McMahon
Associate Deputy Director for Administration

SUBJECT : Biweekly Progress Report on E.O. 11905

1. Re IC Staff move--

Progress is going very well. We have identified all corrective action necessary from a safety point of view and GSA has agreed to assume responsibility. This will include the construction of a fire escape and enclosed tower. In order to save time, GSA has also agreed to put out bids which will include both construction design and the actual construction in one bid. We have identified the necessary security measures that must be implemented such as alarms, Lexan on first floor windows, etc. GSA has scheduled the move of the [redacted] [redacted] personnel presently in the building during the time period 15 May - 1 June. We will commence our renovation immediately following that. In the interim, we have placed orders for the necessary security equipment, as well as communications gear such as telephones, LDXs, etc.

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2. Re implementation of E.O. 11905 into Agency regulations and procedures--

The Director has approved the necessary regulations implementing 11905 and specifying the appropriate missions and responsibilities of the Agency organizational components. Specifically, the following actions have been approved:

A. A revision to the regulation reciting the mission and responsibilities of the Central Intelligence Agency to incorporate those provisions of the Executive Order that further amplify the duties and responsibilities of CIA.

B. A revision to the Agency regulation relating to the Office of the Director to include the additional duties of the Director as recited in the Executive Order.

C. A revision to the Agency regulation relating to the Inspector General to incorporate the reporting responsibilities and additional authorities assigned by the Executive Order to Inspector Generals in the Intelligence Community.

D. A proposed Headquarters notice to inform Agency employees of the increased responsibilities and authorities of the Inspector General by reason of the Executive Order.

E. A revision to the Agency regulation relating to the Office of General Counsel to incorporate the reporting responsibilities and additional authorities assigned by the Executive Order to General Counsels in the Intelligence Community.

F. A proposed Headquarters notice to inform Agency employees of the reporting requirements and increased responsibilities and authorities of the Office of General Counsel by reason of the Executive Order.

G. A memorandum for distribution to all employees relating to the establishment and responsibilities of the Intelligence Oversight Board.

H. A Headquarters notice to inform employees of Executive Order provisions relating to unauthorized disclosures or the threat of unauthorized disclosures of intelligence sources and methods and the procedures for reporting such disclosures.

I. A revision to the Headquarters regulation on detailed personnel to exclude from the category of detailees those assigned to other government agencies for cover purposes only.

J. A Headquarters regulation that incorporates the restrictions on intelligence activities recited in the Executive Order (including certain of the clarifying annotations issued by the White House); the procedures issued by the Attorney General relating to electronic surveillance, unconsented physical searches, and counter-intelligence activities of the CIA; and those portions of the existing CIA regulation implementing the provisions of the Rockefeller Commission report that were endorsed by the President, as well as other restrictions on CIA activities imposed by the DCI during the period August 1973 through June 1974. In addition, DCI policies

concerning CIA's relationship with correspondents and representatives of the public media and clergymen and missionaries have been codified in the last two paragraphs of this regulation. Certain provisions of the existing regulation based on the Rockefeller Commission report were replaced by provisions of the Executive Order treating with the same subject. Provisions of the existing regulation not treated by the Executive Order have been retained.

The above documents are presently in the hands of printers and will be published next week for Agency-wide distribution.

3. Re secrecy agreements--

The USIB Security Committee has encountered difficulty in attempting to coordinate a single secrecy document which will cover sources and methods as well as classification. DIA and the three services insist on consolidating sources and methods as classified information. Future meetings are planned in an effort to resolve our differences.

[Redacted Signature]

John N. McMahon

STATINTL

Distribution:

Orig & 1 - Mr. Lehman

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ADDA:JNMcMahon:kmg (23 Apr 76)

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DD/A Registry
File Bldg + Sh-9

MEMORANDUM FOR THE RECORD

SUBJECT: DCI's Biweekly Progress Report on E.O. 11905

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The following are keyed to the applicable headings in
[redacted] memo:

1. Rewrite NSCIDs

The Committee on Foreign Intelligence has approved five revised NSCIDs, two more will be available for CFI consideration on 15 April, and the CFI Task Group preparing the revisions has the remaining one in draft. Completion well before the 90-day limit is expected.

2. Move IC Staff Out of Langley

Work is continuing on the relocation plans for the IC Staff move to the former



will commence their move in about four weeks. Every effort is being made to expedite our move. History has demonstrated, however, that when dealing with the complexities of GSA plus idiosyncrasies of old buildings, delays must be expected. More precise estimates regarding communication needs, building security preparations, and specifics regarding minimal renovations prompt us to estimate that between \$1.8 and \$2 million will be required to accomplish the move and satisfy all the requirements we now have.

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3. Set Schedule for CFI Review of FY 78 NFIP Budget

In process within the CFI.

4. Establish NFIP Reprogramming Procedures

Has been coordinated within Community. Now being redrafted.

5. Conduct Study of Scope of Secrecy Agreements

The Working Group of the Security Committee expects to complete and deliver to the DCI by 30 April guidelines on what Intelligence Community agencies must have (or what they need to add to their current secrecy agreements) to comply with Section 7.a. of E.O. 11905 covering protection of sources and methods. Tentative format being considered is DCID.

Within the Agency, we have reached the tentative conclusion that a single secrecy document can be devised which will satisfy the needs of E.O. 11652 as well as sources and methods protection. Additionally, and more importantly, this secrecy agreement need only be executed by new employees of the Agency as opposed to signing up all those presently on board. This tentative ruling by OGC must await final internal approval.

6. Appoint New DDCI for the Intelligence Community

has been on the job since 29 March.

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7. Establish Substitute for USIB

DCI discussions are under way. Decision is expected soon.

8. Delegate Day-to-Day Responsibilities to DDCI for the Agency

Pending appointment of new DDCI.

9. Rewrite DCIDs

Initiation of actual rewrite is pending approval of the revised NSCIDs on which the DCIDs are based. Preparations for the DCID revisions are under way in the ICS. USIB committees will be used for the bulk of the effort. Completion prior to mid-May is anticipated.

10. Rewrite Internal Directives To Be Consistent With E.O.

The DCI will approve CIA's internal directives about 15 April.

11. Monitor Passage of Sources and Methods Bill

On 19 February 1976 the President sent to the Congress proposed legislation to protect intelligence sources and methods. Representative McClory (R. Ill.) immediately introduced this bill as H.R. 12006. To date, companion legislation has not been introduced in the Senate. Subsequent to the introduction of the bill by Rep. McClory, the Attorney General's office advised the CIA that it had some reservations concerning parts of the bill. We are in the process of discussing these reservations with the Department of Justice. (No changes from 25 March report.)

Other legislation relating to intelligence sources and methods has been introduced in Congress:

-- Congressman Michel has introduced H.R. 11365, a bill which would make it a crime for a person under certain circumstances to willfully identify undercover intelligence personnel. This measure, which has over 50 co-sponsors, is pending before the House Judiciary Committee but is not active.

-- Senator Beall has introduced a companion bill in the Senate, S.3242, which was referred to the Senate Judiciary Committee.

A similar, though more narrow, bill had been previously introduced by Senator Bentsen and referred to the Senate Armed Services Committee. This bill, S.2927, would impose criminal sanctions only on Government employees who expose undercover intelligence personnel.

12. Implement IOB Reporting

The DCI has approved a proposal for an Intelligence Community Inspectors-General Committee to coordinate reporting to the IOB and to fulfill his responsibilities under E.O. Paras 3(d)(1)(vi) and (ix). Dr. Chamberlain, CIA IG, has been asked to form this Committee and serve as Acting Chairman.

The IOB has asked for a written description of the operations of CIA's IG and General Counsel. The response, due by 23 April, is being prepared.

CIA is prepared to submit its quarterly report for January-March if it is requested.

[Redacted Signature]

RICHARD LEHMAN

STATINTL

DD/A Registry
File Bldg 4 G 9

DDA 76-1789

8 April 1976

MEMORANDUM FOR: Mr. Richard Lehman

FROM : John N. McMahon
Associate Deputy Director for Administration

SUBJECT : Executive Order 11905 Implementations

1. Re IC Staff move--

Coordination is progressing extremely well. Detailed plans have been agreed upon by all parties; specific A&E under way. More precise estimates regarding communication needs, building security preparations, and specifics regarding minimal renovations prompt us to estimate that between \$1.8 and \$2 million would be required to accomplish the move and satisfy all the requirements as we now have it. We have resolved the issue regarding [redacted] and there is agreement with GSA that [redacted] will commence their move in about four weeks from today. If all goes well, we will be in a position to commence incremental moves beginning with sixth floor occupants by at least 1 July. History has demonstrated, however, that when dealing with the complexities of GSA plus idiosyncrasies of old buildings, slippage must be expected.

2. Re secrecy agreements--

We have progressed fairly well within the Agency in reaching the tentative conclusion that a single secrecy document can be devised which will satisfy the needs of E.O. 11652 as well as sources and methods protection. Additionally, and more importantly, this secrecy agreement need only be executed by new employees of the Agency as opposed to signing up all those presently on board. This tentative ruling by OGC must await final internal approval. The IC on the other hand is somewhat behind the Agency's progression on this score although a security subcommittee meeting was held last week to this end. Possibly the IC Staff can provide you with input regarding how they see it.

3. Re rewrite of internal directives for consistency with Executive Order 11905--

The final draft has received further modification which will necessitate resubmission to Agency principals. That, however, will be accomplished tomorrow and the schedule for sign off by the Director for publication still holds for his return on 14 April.

/s/ JOHN N. McMAHON

John N. McMahon

Distribution:

Orig & 1 - Mr. Lehman
1 - DDA Subject
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ADDA:JNMcMahon:kmg (8 Apr 76)

DD/A Registry
File *Bldg Gr 9*

DDA 76-1560

29 March 1976

MEMORANDUM FOR: Mr. Richard Lehman

FROM : John N. McMahon
Associate Deputy Director for Administration

SUBJECT : Executive Order 11905 Implementations

1. Re ICS move, we are pressing forward with A&E plans which will be implemented as soon as the building comes under our control. In view of an implementing riff in the [] there is much reticence on their part to move people before 30 June. We have rejected their plea and still have pressure on GSA to proceed with the move as soon as possible. We have formed task teams to commence the necessary support actions relative to the move, i.e., Commo for phones, secure voice, and LDX; Logistics for renovations, furniture, etc. From first blush estimates presently in hand, we estimate slightly over a million dollars to complete the move. A Security task force has surveyed the building and has suggested alarm system replacement for glass doors as well as the external fire escape.

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STATINTL 2. Re secrecy agreements, appropriate Agency personages met with Mason Cargill from John Marsh's staff regarding the consideration of a separate secrecy agreement to be signed by all intell officers regarding sources and methods protection in addition to the normal classification agreement we all have signed in the past. Department of Justice has concluded that a separate agreement is not necessary. To that end, we have the [] group reviewing the list of sources and methods compiled by [] OGC, to see if each sources and methods example can be classified in itself. If the answer to that is affirmative, then we have no problem. However, if there are significant sources and methods that on their own merits should not be classified, then we may have the problem of a second agreement. That determination is underway now. We hope to have a resolution in a week or so.

3. Re rewrite of internal directives for consistency with Executive Order 11905, final draft has been prepared and has been submitted to the Agency principals for final coordination. Should be ready for publication in a two-week time period.

/s/ JOHN N. McMAHON

John N. McMahon

ADDA:JNMcMahon:kmg (29 Mar 76)

Distribution:

Orig & 1 - Mr. Lehman

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